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January 4, 2016

**SENT VIA HAND DELIVERY**

U.S. Environmental Protection Agency  
Region 8  
Attn: Shawn McCaffrey (8ENF-RC)  
1595 Wynkoop Street  
Denver, CO 80202-1129

***Re: Response to Request for Information Pursuant to Section 104(e) of CERCLA  
Widefield PCE Site, Colorado Springs and Security, Colorado, SSID #08-SQ***

Dear Mr. McCaffrey:

This letter responds to your November 4, 2015 correspondence to Mr. Jong H. Kim regarding the above-referenced Request for Information. As an initial matter, please note that Mr. Jong H. Kim is not a proper respondent, as he is not a potentially responsible party under Section 107 of CERCLA. He is not a current or past owner or operator of any part of the Mission Trace Shopping Center, of which the Site is a part, did not arrange for disposal or treatment of hazardous substances at the Site, and did not select the Site as a site for disposal or treatment of hazardous substances or transport hazardous substances to the Site for disposal or treatment. Mr. Jong H. Kim is the sole Member and Manager of Mission Trace Kim, LLC, a Colorado limited liability company ("*MTK*"), which the Colorado Secretary of State has identified as delinquent since May 1, 2006. While MTK owned the Mission Trace Shopping Center, of which the Site is a part from 2002-2006, Mr. Jong H. Kim never held title to the Mission Trace Shopping Center, of which the Site is a part, (or engaged in any other activities that would make him a potentially responsible party under CERCLA) in his individual capacity.

Responses to specific questions are set forth below:

- 1. Identify the person(s) answering these questions by providing their name, address, and telephone number.**

Jong H. Kim  
P.O. Box 60609  
Colorado Springs, CO 80960  
719-638-8939

Rebecca Almon  
717 17th Street, Suite 2800  
Denver, Colorado 80202  
303-623-2700  
ralmon@irelandstapleton.com

- 2. Identify the person(s) whom you wish to receive all further communications from the EPA related to the Site.**

Jong H. Kim  
P.O. Box 60609  
Colorado Springs, CO 80960  
719-638-8939

Rebecca Almon  
717 17th Street, Suite 2800  
Denver, Colorado 80202  
303-623-2700  
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- 3. For each and every question contained herein, identify all persons consulted in the preparation of the answer.**

For each question contained herein, Mr. Jong H. Kim and his son, John Kim, were consulted in the preparation of the answer.

- 4. For each and every question contained herein, identify documents consulted, examined, or referred to in the preparation of the answer, or that contain information responsive to the question, and provide accurate copies of all such documents.**

Mr. Jong H. Kim is not a potentially responsible party under Section 107 of CERCLA. He is not a current or past owner or operator of the Mission Trace Shopping Center, of which the Site is a part, did not arrange for disposal or treatment of hazardous substances at the Site, and did not select the Site as a site for disposal or treatment of hazardous substances or transport hazardous substances to the Site for disposal or treatment. As a result, Mr. Jong H. Kim is not in possession of any documents relevant to this Request for Information.

- 5. Describe the relationship among you, TMP Mission Trace LLC, TMP Trace LLC, Mission Trace Kim, LLC, TMP Trace LLC PT, and King's One Hour Dry Cleaner as it relates to the Site. Provide copies of all documents related to each relationship, including, but not limited to, merger agreements, purchase agreements, property transfer documents and assumptions of liability.**

Mr. Jong H. Kim is the sole Member and Manager of MTK, which the Colorado Secretary of State has identified as delinquent since May 1, 2006. Mr. Jong H. Kim has no relationship to the other parties listed in this question 5.

- 6. Describe Respondent's activities at the Site, including the following, and provide copies of all documents relating to such activities:**

Mr. Jong H. Kim is not a potentially responsible party under Section 107 of CERCLA. He is not a current or past owner or operator of the Mission Trace Shopping Center, of which the

Site is a part, did not arrange for disposal or treatment of hazardous substances at the Site, and did not select the Site as a site for disposal or treatment of hazardous substances or transport hazardous substances to the Site for disposal or treatment. As a result, Mr. Jong H. Kim did not: (i) acquire any portion of the Mission Trace Shopping Center, of which the Site is a part; (ii) conduct any operations at the Site involving PCE or otherwise; (iii) make any changes to the Mission Trace Shopping Center, of which the Site is a part; or, (iv) transfer any portion of the Mission Trace Shopping Center, of which the Site is a part, to another entity.

- 7. Provide copies of all documents regarding environmental conditions at the Site including, but not limited to, any sampling information, solid and hazardous waste management plans, and any known releases of hazardous substances.**

Mr. Jong H. Kim is not a potentially responsible party under Section 107 of CERCLA. He is not a current or past owner or operator of the Mission Trace Shopping Center, of which the Site is a part, did not arrange for disposal or treatment of hazardous substances at the Site, and did not select the Site as a site for disposal or treatment of hazardous substances or transport hazardous substances to the Site for disposal or treatment. As a result, Mr. Jong H. Kim is not in possession of any documents regarding environmental conditions at the Site.

- 8. Describe all waste materials that resulted from Respondent's activities at the Site. Describe the location and method of storing waste. Identify any hazardous substances contained in such wastes and provide copies of any and all documents that describe any analysis of such wastes and the results of the analysis.**

Mr. Jong H. Kim is not a potentially responsible party under Section 107 of CERCLA. He is not a current or past owner or operator of the Mission Trace Shopping Center, of which the Site is a part, did not arrange for disposal or treatment of hazardous substances at the Site, and did not select the Site as a site for disposal or treatment of hazardous substances or transport hazardous substances to the Site for disposal or treatment. Mr. Jong H. Kim never engaged in any activities at the Site and, as a result, did not engage in any activities that resulted in any waste at the Site and did not store any waste at the Site.

- 9. Provide copies of any and all permits issued by State or Federal agencies related to your activities at the Site.**

Mr. Jong H. Kim is not a potentially responsible party under Section 107 of CERCLA. He is not a current or past owner or operator of the Mission Trace Shopping Center, of which the Site is a part, did not arrange for disposal or treatment of hazardous substances at the Site, and did not select the Site as a site for disposal or treatment of hazardous substances or transport hazardous substances to the Site for disposal or treatment. As a result, Mr. Jong H. Kim was never issued any permits by State or Federal agencies.

- 10. Identify companies or individuals that Respondent hired to perform work at the Site. Provide all documentation, including contracts, pertaining to this work. Include information about the purpose of and documentation related to Respondent's contracts at the Site.**

Mr. Jong H. Kim is not a potentially responsible party under Section 107 of CERCLA. He is not a current or past owner or operator of the Mission Trace Shopping Center, of which the Site is a part, did not arrange for disposal or treatment of hazardous substances at the Site, and did not select the Site as a site for disposal or treatment of hazardous substances or transport hazardous substances to the Site for disposal or treatment. As a result, Mr. Jong H. Kim did not hire any companies or individuals to perform work at the Site.

- 11. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any Question contained herein, or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.**

The following persons may be able to provide more detailed or complete responses to questions contained herein, or may be able to provide additional responsive documents:

- (i) Mission Trace Kim, LLC;
- (ii) Charles Golding, Jr., predecessor in interest to MTK;
- (iii) The Guardian Life Insurance Company of America, predecessor in interest to MTK;
- (iv) The El Paso County Retirement Plan, predecessor in interest to MTK;
- (v) TMP Mission Trace, LLC, predecessor in interest to MTK;
- (vi) TMP Trace, LLC, predecessor in interest to MTK;
- (vii) New Mission, LLC, successor in interest to MTK; and
- (viii) King's One Hour Dry Cleaner, tenant at the Site prior to, during, and after TMK's ownership of the Site.

Please do not hesitate to contact me if you have any additional questions.

Sincerely,

Handwritten signature of Rebecca L. Almon in cursive script, followed by the initials "BG".

Rebecca L. Almon

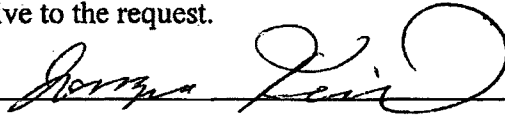
RLA/JEP

Enclosures

## NOTARIZED CERTIFICATE

I, Jong H. Kim, having been duly sworn and being of legal age, hereby state:

1. I am the person authorized to respond to the Environmental Protection Agency's (EPA's) request for information concerning the Widefield PCE Site, Colorado Springs and Security, Colorado.
2. I have made a complete and thorough review of all documents, information, and sources relevant to the request.
3. I hereby certify that the attached response to EPA's request is complete and contains all information and documents responsive to the request.

  
(Signature)

Jong H. Kim  
(Name)

N/A  
(Title)

(SEAL)

Subscribed and sworn to me this 4<sup>th</sup> day of January, 2016.  
Notary Public

My Commission Expires 4/21/18

My address is 738 Citadel Dr.

Colorado Springs, CO 80905

